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TEMPORARY ADMINISTRATIVE ORDER
INCLUDING STATEMENT OF NEED & JUSTIFICATION

SSP 15-2023

CHAPTER 461

DEPARTMENT OF HUMAN SERVICES

SELF-SUFFICIENCY PROGRAMS

FILED

04/18/2023 5:27 PM
ARCHIVES DIVISION
SECRETARY OF STATE
& LEGISLATIVE COUNSEL

FILING CAPTION: Temporary Rules Changes: Corrections to YEHP Direct Cash Transfer Rule

EFFECTIVE DATE: 04/18/2023 THROUGH 10/03/2023

AGENCY APPROVED DATE: 04/18/2023

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NEED FOR THE RULE(S):

OAR 461-145-0254 about Youth Experiencing Homelessness Program (YEHP) Direct Cash Transfer (DCT) payments, needs to be amended to make two corrections to the rule: add the ERDC program and its treatment of YEHP DCT payments and make clear the rule is retroactively effective to the first month in which YEHP DCT payment eligibility began.

JUSTIFICATION OF TEMPORARY FILING:

The Department finds that failure to act promptly amending OAR 461-145-0254 will result in serious prejudice to the public interest and the Department, but mostly to individuals receiving YEHP DCT payments and applying for Department programs, especially the ERDC program. The Department needs to proceed by temporary rule due to immediate nature of ongoing program eligibility review and the need for Department rules to align with policy and ONE system programming. Failure to act immediately could result in confusion for administrative law judges, state employees, and the aforementioned program applicants and recipients. This temporary rule filing will bring the rule language into alignment with the Department's recent policy decisions and correct an unintentional program omission (ERDC).

DOCUMENTS RELIED UPON, AND WHERE THEY ARE AVAILABLE:

No documents relied upon.

ADOPT: 461-145-0254

SUSPEND: Temporary 461-145-0254 from SSP 14-2023

RULE SUMMARY: OAR 461-145-0254 is being amended to add a program that was mistakenly absent from the first filing and make clear the rule's provisions are retroactively effective.

CHANGES TO RULE:

[461-145-0254](#)

Youth Experiencing Homelessness Program Direct Cash Transfer Payments

The provisions in this rule are retroactively effective to February 1, 2023.

(1) Youth Experiencing Homelessness Program (YEHP) Direct Cash Transfer (DCT) payments are provided to eligible youth 18 to 24 years of age. The payments help youth who are experiencing homelessness to establish housing stability and support successful independent living.

(2) In all programs except ERDC and SNAP, the payments are excluded to determine countable (see OAR 461-001-0000) assets (see OAR 461-001-0000).

(3) In the SNAP and ERDC programs, the payments are countable unearned income.

Statutory/Other Authority: ORS 409.050, 411.060, 411.070, 411.404, 411.706, 411.816, 413.085, 414.619

Statutes/Other Implemented: ORS 409.010, 411.060, 411.070, 411.404, 411.706, 411.816, 413.085, 414.619, 417.799